

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No.M-6342 of 2017

Date of Decision: March 22, 2017

Gurdeep Singh @ Mann

....Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. L.S. Sekhon, Advocate
for the petitioner.

Mr. Rajesh Mehta, Addl. Advocate General, Punjab

Amol Rattan Singh, J. (Oral)

Learned counsel for the petitioner points to the fact that the petitioner was not named in the FIR and subsequently, allegedly on the disclosure statement made by one of the co-accused, i.e. Manpreet Singh, he was arrested. That person disclosed that the petitioner was carrying a .32 bore pistol and had fired from it on the left leg of the deceased, Tipper Chand.

Upon query to the learned State counsel as to how a disclosure statement was made on 27.03.2013, upon which the petitioner was arrested in the present case, and in connection with another FIR No.11 dated 19.03.2013 registered at Police Station Rureke Kalan, against the present petitioner, with the same pistol, i.e. a .32 bore, shown to have been used by the petitioner, he is unable to give any satisfactory reply.

Prima facie, the 'coincidence' would be rather strange.

Keeping in view the “coincidence” and the fact that the

petitioner is in custody since March 2013, with the trial nowhere near conclusion as yet, without making any final comment on the merits of the case, I deem it appropriate to admit the petitioner on bail.

Consequently, the present petition is allowed. The petitioner would be enlarged on bail on his furnishing adequate bail and surety bonds to the satisfaction of the trial Court, subject to his continuing to appear before that Court. He would, of course, be released from custody, if he is not required in any other case.

Nothing said herein above would be taken to be a comment on the merits of the case itself, which would be considered by the trial Court upon appraisal of the evidence led before it.

March 22, 2017
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(Amol Rattan Singh)
Judge

Whether reasoned/speaking: Yes
Whether reportable: no